

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF OKLAHOMA**

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**v.**

**TAYLOR McKALE THOMASON,  
MARY ELIZABETH SANCHEZ, and  
KADE LARUE RICE,**

**Defendants.**

**CR-21-21-R**

**ORDER**

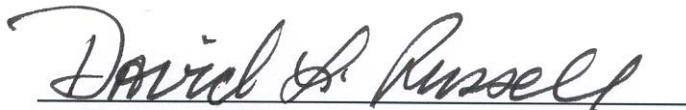
Before the Court is Defendant Mary Elizabeth Sanchez’s Motion for Bill of Particulars. Doc. No. 102. Defendants Taylor McKale Thomason and Kade Larue Rice joined in Defendant Sanchez’s Motion in Doc. Nos. 107 and 110. The Government responded in opposition, Doc. No. 118.

“The purpose of a bill of particulars is to inform the defendant of the charge against [her] with sufficient precision to allow [her] to prepare [her] defense, to minimize surprise at trial, and to enable [her] to plead double jeopardy in the event of a later prosecution for the same offense.” *United States v. Dunn*, 841 F.2d 1026, 1029 (10th Cir. 1988) (quoting *United States v. Cole*, 755 F.2d 748, 760 (11th Cir. 1985)). “[T]he defendant is not entitled to notice of all of the evidence the government intends to produce, but only the theory of the government’s case.” *United States v. Ivy*, 83 F.3d 1266, 1281 (10th Cir. 1996) (quoting *United States v. Levine*, 983 F.2d 165, 167 (10th Cir. 1992)).

The Indictment in this case provides Defendants with information as to the essential elements, dates, and the controlled substance of the offense. Doc. No. 32, p. 1 (stating that the period in question occurred from on or about November 12, 2020 to November 16, 2020). Further, the Government has provided discovery “demonstrat[ing] that [the] Defendants planned a trip from Ponca City, Oklahoma to Calexico, California,” and that such trip involved travel in a vehicle with 70 kilograms of methamphetamine. Doc. No. 118, p. 3. The Indictment, together with the extensive voluntary discovery, is more than adequate to satisfy the purpose served by a bill of particulars and negates any need for a bill of particulars.

Therefore, the Court finds the Defendants have been sufficiently apprised of the charges against them to prepare an adequate defense and avoid prejudicial surprise at trial. Accordingly, each of the Defendant’s motions for a bill of particulars (Doc. Nos. 102, 107, & 110) is hereby DENIED.

**IT IS SO ORDERED** on this 27<sup>th</sup> day of May 2021.

  
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DAVID L. RUSSELL  
UNITED STATES DISTRICT JUDGE